IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O. O. C. J.

SHOW CAUSE NOTICE 98 OF 2005

IN

NOTICE OF MOTION NO.87 OF 2005

IN

WRIT PETITION NO.874 OF 2005

M/s.Jeevandeep Hospital & Anr. ...Petitioners.
Vs.
Bank of Baroda & Ors. ...Respondents.
And
Court Receiver, High Court, Bombay. ...Respondent.

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Mr. A. G. Kothari for the Petitioner (Noticee).
Mr. A. B. Shinde for Respondent No.1.
Petitioner No.2 present.

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CORAM : DR.D.Y.CHANDRACHUD, J.

May 4, 2005.

P.C.:

During the pendency of these proceedings, the noticee has paid all the outstanding dues of the Bank in accordance with the Consent Terms. On 11th April 2005, a statement was made before the Court by the representative of the Court Receiver that an amount of Rs.5,20,000/- was also paid over to him by the Bank

of Baroda. Consent Minutes of the Order signed by the Noticee and by the Chief Manager of the Bank and by the Learned Advocates are taken on record and marked “X”. The Consent Minutes take due note of the fact that all the payments required in the Consent Terms dated 29th January 2005 have been made. Counsel appearing on behalf of the Noticee has tendered an unconditional apology on behalf of the noticee for the default which had occurred earlier in the payment of dues in accordance with the Consent Terms. Apology is accepted, since all the payments are subsequently made. Notice is accordingly discharged.

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